

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

VIRGINIA THOMAS,

CASE NO. 2:24-cv-01383

Plaintiff,

ORDER

v.

FRED MEYER STORES INC. ET AL.,

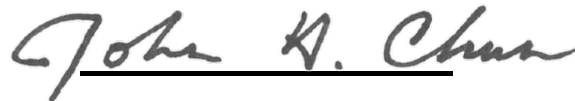
Defendants.

The Court has reviewed Defendant Fred Meyer Stores, Inc. DBA Quality Food Centers' Notice of Removal of Action (Dkt. # 1) and concludes that it does not establish subject matter jurisdiction over this action. Fred Meyer asserts that the Court's jurisdiction is based on diversity of citizenship. Dkt. # 1 at 2. In assessing diversity jurisdiction, "[t]he general rule . . . is that in a suit involving a subsidiary corporation, the court looks to the state of incorporation and principal place of business of the subsidiary, and not its parent." *Danjaq, S.A. v. Pathe Commc'ns Corp.*, 979 F.2d 772, 775 (9th Cir. 1992) (internal quotation marks and citation omitted). Fred Meyer asserts that the Court has diversity jurisdiction because Fred Meyer Stores is a subsidiary of Kroger Co., which is organized under Ohio law. Dkt. # 1 at 2; *see also* Dkt. ## 5, 8. Fred Meyer does not identify its state of incorporation or principal place of business.

1 Absent identification of Fred Meyer's state of incorporation or principal place of business,
2 Defendants have not established diversity jurisdiction.

3 Accordingly, the Court ORDERS Fred Meyer to show cause why this case should not be
4 dismissed for lack of subject matter jurisdiction and remanded. If Fred Meyer fails to provide
5 the Court with the information described above within seven (7) days of this order, the case will
6 be remanded to the King County Superior Court of Washington State.

7 Dated this 16th day of September, 2024.

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10 John H. Chun
11 United States District Judge
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